



THE ERIE COUNTY LEGISLATURE

Session No. 9

May 11, 2017

John J. Mills
Chair

Joseph C. Lorigo
Majority Leader

Thomas A. Loughran
Minority Leader

Karen M. McCarthy
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Hardwick

PLEDGE OF ALLEGIANCE – Ms. Miller-Williams

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING - [Session No. 8](#)

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

DIXON [Honoring Tucker Thomas Reynolds on Attaining the Rank of Eagle Scout](#)

DIXON [Honoring St. Anthony's Roman Catholic Parish Celebrating Their 100th Anniversary](#)

DIXON [Honoring the 70th Anniversary of the American Legion Matthew Glab Post 1477](#)

GRANT [Celebrating Stuffed Pretzel Day on May 17, 2017 at the Newly Reopened Landies Candies Store in North Buffalo](#)

HARDWICK [Congratulating Sue Marston on Being Awarded the Community Service Award for 2016 by the Grand Island Chamber of Commerce, and Honoring Her for Her Dedication to the Town of Grand Island Community](#)

HARDWICK [Congratulating Cindy Wynne on Being Recognized as the 2016 Educator of the Year by the Grand Island Chamber of Commerce, and Honoring Her for Her Dedication to the Town of Grand Island Community](#)

HARDWICK [Congratulating Dana Carver and Dana's Stylin Pets on Being Named the 2016 Business of the Year by the Grand Island Chamber of Commerce](#)

HARDWICK [Congratulating Becky Stufkosky and Lynn Dingey on Being Recognized as the 2016 Leadership Award Winners by the Grand Island Chamber of Commerce, and Honoring Them for Their Dedication to the Town of Grand Island Community](#)

HARDWICK [Congratulating Allyson Nemeth and Jessica Flash on Being Recognized as the 2016 Outstanding Award Winners by the Grand Island Chamber of Commerce, and Honoring Them for Their Dedication to the Town of Grand Island Community](#)

HARDWICK	Congratulating Girl Scouts of Grand Island on Being Recognized as the 2016 Organization of the Year by the Grand Island Chamber of Commerce, and Honoring Them for Their Dedication to the Town of Grand Island Community
HARDWICK	Congratulating Grand Island Soccer Club on Being Recognized as the 2016 Athletic Organization of the Year by the Grand Island Chamber of Commerce, and Honoring Them for Their Dedication to the Town of Grand Island Community
LORIGO, MILLS, LOUGHRAN, DIXON, HARDWICK, MORTON, RATH, BURKE, GRANT, MILLER-WILLIAMS & SAVAGE	Proclaiming May 2017 as "Lyme Disease Awareness Month" in Erie County
MILLER-WILLIAMS	Congratulating St. John Baptist Church on the Occasion of its 90th Anniversary
MILLS	Honoring Francis T. Hogenkamp for His Dedicated Service to the Community of Orchard Park
MILLS	Honoring Eugene Majchrzak as the 2017 Orchard Park Republican of the Year
MORTON	Honoring Fred Blowers for Being Named the 2017 Distinguished Citizen by the Alden Chamber of Commerce
RATH	Congratulating Richard Christian Hamilton, Boy Scout Troop 440, on Attaining the Rank of Eagle Scout
RATH	Congratulating Nathaniel Maximilian Sass, Boy Scout Troop 440, on Attaining the Rank of Eagle Scout
RATH	Congratulating Charles Christian Rottner, Boy Scout Troop 440, on Attaining the Rank of Eagle Scout
RATH	Congratulating Joseph Stanley Smyczynski, Boy Scout Troop 440, on Attaining the Rank of Eagle Scout
RATH	Congratulating Ethan Uzarowski, Boy Scout Troop 440, on Attaining the Rank of Eagle Scout
RATH	Honoring Thomas Wetzen for Being an Invaluable Teacher and Coach at Akron Central School

LOCAL LAWS:

REFERENCE:

LL INTRO. 10-1 7/11/2016	LOUGHRAN & HARDWICK	Requiring a Minority Business Utilization and Women-Owned Business Utilization Commitment by Persons or Firms Contracting with the County of Erie Law	Government Affairs
LL INTRO. 14-1 8/29/2016	BURKE	Pharmaceutical Water Pollution Act	Energy & Environment

LL INTRO. 17-1 9/29/2016	LORIGO & LOUGHRAN	A LL Repealing the Erie County Code of Ethics Established by Local Law Number Ten of Nineteen Hundred Eighty-Nine as Amended by Erie County Local Law Number Four of Nineteen Hundred Ninety-Four and Erie County Local Law Number Four of Two Thousand and Fifteen, and Establishing a New Erie County Code of Ethics	Government Affairs
LL INTRO. 18-1 11/10/2016	BURKE	Erie County School Bus Safety Law	Public Safety
LL INTRO. 19-1 11/10/2016	GRANT, SAVAGE, LOUGHRAN, BURKE & MILLER-WILLIAMS	A LL in Relation to Fair Housing in Erie County	Economic Development
LL INTRO. 1-1 1/23/2017	BURKE	Erie County Pharmaceutical Water Pollution Act	Energy & Environment
LL INTRO. 3-2 2/28/2017	LORIGO	A Local Law amending Local Law No.1-1959, Constituting the Erie County Charter, as Amended, in Relation to Adjustment of Job Qualifications for the Erie County Commissioner of Public Works	Government Affairs
LL INTRO. 4-1 2/27/2017	BURKE	Preventing Underground Tattoo Parlors: A LL to Increase the Ability of Law Enforcement to Prevent Illegal Tattooing	Government Affairs
LL INTRO. 5-1 3/20/2017	BURKE	Erie County Conversion Therapy Ban	Government Affairs
LL INTRO. 5-2 5/8/2017	BURKE	Erie County Conversion Therapy Ban	Government Affairs
LL INTRO. 6-1 3/21/2017	LORIGO	A LL Repealing the Erie County Code of Ethics Established by Local Law Number Ten of Nineteen Hundred Eighty-Nine as Amended by Erie County Local Law Number Four of Nineteen Hundred Ninety-Four and Erie County Local Law Number Four of Two Thousand and Fifteen, and Establishing a New Erie County Code of Ethics	Government Affairs
LL INTRO. 7-1 3/23/2017	LOUGHRAN	A Local Law amending Local Law No. 1-1959, Constituting the Erie County Charter, as Amended, in Relation to the Adjustment of Job Qualifications for the Erie County Commissioner of Public Works	Government Affairs
LL INTRO. 8-1 4/12/2017	BURKE	Honeybee Protection Act	Energy & Environment

LL INTRO. 9-1 4/21/2017	HARDWICK & SAVAGE	A Local Law amending Local Law No. 1-1959, Constituting the Erie County Charter, as Amended, in Relation to the Adjustment of Job Qualifications for the Erie County Commissioner of Public Works	Government Affairs
---	-------------------	---	--------------------

LL INTRO. 10-1 4/25/2017	MILLER-WILLIAMS, GRANT, SAVAGE, HARDWICK, LOUGHRAN, RATH, BURKE, MORTON, DIXON, LORIGO & MILLS	A Local Law in Relation to Increasing Accountability in Nursing Homes Otherwise Known as "Ruthie's Law"	Health & Human Services
--	--	---	-------------------------

COMMITTEE REPORTS:

[REPORT NO. 8](#) HEALTH & HUMAN SERVICES COMMITTEE

[REPORT NO. 7](#) ECONOMIC DEVELOPMENT COMMITTEE

[REPORT NO. 7](#) ENERGY & ENVIRONMENT COMMITTEE

[REPORT NO. 8](#) PUBLIC SAFETY COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE:

[INTRO. 9-1](#) GRANT, MILLS, LORIGO, LOUGHRAN, MILLER-WILLIAMS, SAVAGE, HARDWICK, RATH, BURKE, MORTON & DIXON Honoring National Children's Day and Raising Awareness in Erie County and Nationally Approved

[INTRO. 9-2](#) LOUGHRAN, MILLER-WILLIAMS, GRANT & SAVAGE Supporting the Office of National Drug Control Policy in the 2018 Budget and Beyond Government Affairs

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

REFERENCE:

Finance & Management Committee:

[COMM. 8E-18](#) COUNTY EXECUTIVE Home Rule Request - Extension of Additional 1% and .75% Sales tax Approved

SUSPENSION OF THE RULES:

REFERENCE:

[COMM. 9E-22](#) MORTON Letter to Senior Services Commissioner Regarding Implementation of Policies Concerning Going Places Transportation Program Health & Human Services

[COMM. 9E-23](#) MILLS Letter to Clerk of the Legislature Calling a Public Hearing Regarding Appropriations for 2017 Road Repair Reserve Fund Projects RFP

COMM. 9E-24	COUNTY EXECUTIVE	ECC – Authorization to Enter Into Contract to Continue College-wide Rollout of the Early Warning System for At-Risk Students	Community Enrichment
COMM. 9D-4	DEPARTMENT OF BUDGET & MANAGEMENT	Budget Monitoring Report for Period Ending Mar. 2017	Finance & Management
COMM. 9D-5	CLERK OF THE LEGISLATURE	Notice of Public Hearing Regarding Appropriations for 2017 Road Repair Reserve Fund Projects	R&F
COMM. 9M-10	ERIE COMMUNITY COLLEGE	2017-2018 ECC Budget	Community Enrichment
<u>COMMUNICATIONS FROM ELECTED OFFICIALS:</u>			<u>REFERENCE:</u>
COMM. 9E-1	COUNTY EXECUTIVE	Department of Health Medical Examiner's Office - Authorization to Contract with Forensic Pathologists Fee-for-Services	Approved
COMM. 9E-2	COUNTY EXECUTIVE	Declaration of Need for ECFSA Borrowing for 2017 EC New Money Capital Bonds	Approved
COMM. 9E-3	DISTRICT ATTORNEY	Gun Involved Violence Elimination (GIVE) Grant - Position Changes & Budget Revisions	Approved
COMM. 9E-4	DISTRICT ATTORNEY	Personnel Adjustment	Approved
COMM. 9E-5	MILLS	2017 Schedule of Legislative Sessions - Revised	RFP
COMM. 9E-6	MILLS	2017 Legislature Invocation and Pledge of Allegiance Schedule - Revised	RFP
COMM. 9E-7	COUNTY EXECUTIVE	Contract with the City of Buffalo for Buffalo History Museum Portico Restoration	Economic Development
COMM. 9E-8	COUNTY EXECUTIVE	Darwin Martin House Interior Restoration, City of Buffalo	Economic Development
COMM. 9E-9	COUNTY EXECUTIVE	Bethlehem Steel Shoreline Trail Project - Inter-municipal Agreements with City of Buffalo and Lackawanna - PIN 5761.04	Economic Development
COMM. 9E-10	COUNTY EXECUTIVE	EC Rath Building - Entrance Security Improvements	Economic Development
COMM. 9E-11	COUNTY EXECUTIVE	Contract for GIS Software & Technical Services	Economic Development
COMM. 9E-12	COUNTY EXECUTIVE	EC Sewer District Board of Managers Appointments	Energy & Environment

COMM. 9E-13	COUNTY EXECUTIVE	EC Sewer District No. 3 - Contract No. 17-D Contract Close Out	Energy & Environment
COMM. 9E-14	COUNTY EXECUTIVE	EC Sewer District No. 8 - Contract No. 15 Contract Close Out	Energy & Environment
COMM. 9E-15	COUNTY EXECUTIVE	EC Sewer District No. 8 - Contract No. 16 Contract Close Out	Energy & Environment
COMM. 9E-16	COUNTY EXECUTIVE	Appointments to the EC Fisheries Advisory Board	Energy & Environment
COMM. 9E-17	COUNTY EXECUTIVE	2016 Year-End Budget Balancing Amendments and Designations	Finance & Management
COMM. 9E-18	COUNTY EXECUTIVE	Real Estate Transfer Tax Surplus Appropriation - Road Repair Reserve Funds	Finance & Management
COMM. 9E-19	COUNTY EXECUTIVE	Department of Senior Services - Amend 163ECON1718 and 163CSE1718 Grant Budgets	Health & Human Services
COMM. 9E-20	COUNTY EXECUTIVE	Department of Social Services Youth Bureau - 2017 Summer Primetime Funding	Health & Human Services
COMM. 9E-21	COUNTY EXECUTIVE	Department of Central Police Services - Gun Involved Violence Elimination (GIVE) Grant Position Addition	Public Safety

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 9D-1	CLERK OF THE LEGISLATURE	NYS DEC Documents Received	R&F
COMM. 9D-2	COUNTY ATTORNEY	Erie County Charter Revised Pursuant to LL No. 1 (2017)	R&F
COMM. 9D-3	DEPARTMENT OF LAW	Transmittal of New Claims Against Erie County	Government Affairs

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 9M-1	EC BAR ASSOCIATION	Assigned Counsel Program - Quarterly Report	R&F
COMM. 9M-2	EC INDUSTRIAL DEVELOPMENT AGENCY	2016 Annual Audited Financial Statements and Management Letter, 2016 Investment Report & 2016 Public Authorities Report	R&F

COMM. 9M-3	TOWN OF COLDEN	Town Resolution Regarding Request for Amendment to EC Tax Act of 1942 to Give Relief from the Excessive Penalty Schedule to the Taxpayers in the Towns of the Second Class, and Make the Same Penalty Schedule and Due Dates for All Town and County Taxes	R&F
COMM. 9M-4	TOWN OF CONCORD	Town Resolution Regarding Request for Amendment to EC Tax Act of 1942 to Give Relief from the Excessive Penalty Schedule to the Taxpayers in the Towns of the Second Class, and Make the Same Penalty Schedule and Due Dates for All Town and County Taxes	R&F
COMM. 9M-5	ANTHONY N. DIINA	Letter to Health Department Commissioner Regarding Opioid Epidemic	R&F
COMM. 9M-6	DAN GERNATT JR	Letter to Chair Mills Regarding Condition of Bridges and Infrastructure in WNY	R&F
COMM. 9M-7	DAN GERNATT JR	Letter to Chair Mills Regarding Condition of Bridges and Infrastructure in WNY	R&F
COMM. 9M-8	AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO	Letter Regarding Implementation of Frozen Health Insurance Contribution Rate for 2016	Finance & Management
COMM. 9M-9	LEADING AGE NY, LEADING AGE WNY, NYS HEALTH FACILITIES ASSOCIATION, NYSHFA DISTRICT 10	Letter in Opposition to LL Intro. 10-1 (2017)	Health & Human Services

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: